

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

ARLANDUS M. NOLEN,

Petitioner,

v.

Case No. 2:06-cv-223  
HON. R. ALLAN EDGAR

GREG MCQUIGGIN,

Respondent.

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**OPINION AND ORDER APPROVING MAGISTRATE JUDGE'S**

**REPORT AND RECOMMENDATION**

The Court has reviewed the Report and Recommendation filed by the United States Magistrate Judge in this action recommending the dismissal of this habeas petition. Petitioner challenged the guilty findings and hearing on two misconduct tickets. The Report and Recommendation was duly served on the parties. The Court has received objections from petitioner. In accordance with 28 U.S.C. § 636(b)(1), the Court has performed *de novo* consideration of those portions of the Report and Recommendation to which objection has been made. The Court now finds the objections to be without merit. Petitioner has failed to show that constitutional error occurred.

THEREFORE, IT IS ORDERED that the Report and Recommendation of the Magistrate Judge (Docket #20) is approved and adopted as the opinion of the Court.

Dated: 4/21/09

/s/ R. Allan Edgar  
R. ALLAN EDGAR  
UNITED STATES DISTRICT JUDGE